

From: [Denise Zeno](#)  
To: [Marla Wieder](#)  
Cc: [mel Hauptman](#)  
Subject: Re: Cabo Rojo - Access Letter - Issues  
Date: 01/31/2013 05:57 PM

---

my response in red, below

-----Marla Wieder/R2/USEPA/US wrote: -----

To: Denise Zeno/R2/USEPA/US@EPA, Hauptman.Mel@EPA.GOV  
From: Marla Wieder/R2/USEPA/US  
Date: 01/31/2013 04:05PM  
Subject: Cabo Rojo - Access Letter - Issues

Item # 1 - It should be until Nov... however, they told me that since this is a property available in the market for rental so technically we can be kicked out at any time if someone wants to rent. They are giving us the space for free, although in the English version they left this clause out.

DZ: They are giving us access until June 30 2013 with option to extend/renew. we will ask them for an extension since we need the space until Nov 2013.

MW: If we all know we need the property to November, let's go back with that & say something like we'll notify them if we don't need it for that length of time.

Item #5: Need to define "IAS" - - what is that? I don't know what it means.... need further clarification from PRIDCO

Item #6 - We cannot agree to that. Good

Item #7 - Do we intend to make any alterations, additions or improvements? If not, I will modify this. We don't need nor intend to do any of this.

Item #8 - Isn't it a problem if they withdraw consent when we are on-site? I'd modify to add language for withdrawing consent only if there is cause or make it like item #12. We need time to de-mobilize and get a new place.

Item 9 : Hold harmless lang. is out. Good

Item 10 - too broad. Your call

It needs some modification on other provisions as well. Good... I knew you were out sick... if you were around we would have heard from you sooner. Hope you are feeling better.

I'm having it scanned in another form so i can work with the language.

Marla E. Wieder  
Assistant Regional Counsel / ORC Intern Coordinator  
Office of Regional Counsel  
U.S.E.P.A., Region 2  
290 Broadway, 17th Floor

New York, NY 10007-1866  
Office: (212) 637-3184  
Email: [Wieder.Marla@EPA.Gov](mailto:Wieder.Marla@EPA.Gov)  
Facsimile: (212) 637-3104